

1 LATHAM & WATKINS

Anthony I. Fenwick (Bar No. 158667)

2 Allon Stabinsky (Bar No. 197642)

135 Commonwealth Drive

3 Menlo Park, California 94025

Telephone: (650) 328-4600

4 Facsimile: (650) 463-2600

5 BRINKS HOFER GILSON & LIONE

Jack C. Berenzweig (Admitted *Pro Hac Vice*)6 William H. Frankel (Admitted *Pro Hac Vice*)Jason C. White (Admitted *Pro Hac Vice*)7 Charles M. McMahon (Admitted *Pro Hac Vice*)

NBC Tower - Suite 3600

8 455 North Cityfront Plaza Drive

Chicago, Illinois 60611

9 Telephone: (312) 321-4200

Facsimile: (312) 321-4299

10 Attorneys for Plaintiff

11 OVERTURE SERVICES, INC.

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 SAN FRANCISCO DIVISION

15
16 OVERTURE SERVICES, INC., a
Delaware Corporation,

17 Plaintiff,

18 vs.

19 GOOGLE INC., a California Corporation,
20 Defendant.
21

No. C02-01991 JSW

22
23 **[PROPOSED] PROTECTIVE ORDER**
PREVENTING EXCESSIVE THIRD
PARTY DISCOVERY

24 Before the Court is plaintiff Overture Services, Inc.'s ("Overture's") Motion for a
25 Protective Order Preventing Excessive Third Party Discovery. Having considered all of
26 the papers filed in support and in opposition to the motion, and good cause appearing,
27 the Court GRANTS Overture's motion.
28

1 Defendant Google Technology Inc. ("Google") is ORDERED to withdraw all third
2 party subpoenas served in this case on or after July 1, 2003, that seek documents
3 related to Overture's cost-per-click system prior to June 1998.

4 Defendant Google is FURTHER ORDERED to refrain from serving any additional
5 third party subpoenas seeking documents related to Overture's cost-per-click system
6 prior to June 1998.

7 IT IS SO ORDERED.

8 Dated:

9 HON. ELIZABETH D. LAPORT
United States Magistrate Judge